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### CORRESPONDENCE.

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A subscriber seeking to determine the status for the purpose of suit of soldiers and others out of the state submits the following queries:

"How can a man who has enlisted in the U. S. Army be sued? Is he a resident or a non-resident? If a non-resident, of course by an order of publication, and he doubtless has the *animus revertendi*; if a resident then by proceeding under the statute by substituted service, that is by leaving a copy of the paper with some member of his family at his usual place of abode, or by posting at his usual place of abode. But do not the cases say that it must be the usual place of abode *eo instante*? I have three parties whom I am anxious to obtain judgment against. One is a married man with family and has joined the Army, and is now in France, I doubt that he has any *animus revertendi*, on the contrary I do not think he expects to return. I have in mind two other parties who lived with their parents, and now have enlisted. How can I proceed? By order of publication, or by leaving a copy with a member of his family, or by posting? \* \* \* What is the proper manner of suing a man who leaves his home for the purpose of work and stays away for six months or a year? I have in mind a man who is doubtless domiciled in this county, yet he has left and gone to another state, for the purpose of obtaining work. He may be gone two weeks, he may be gone two years, however, he leaves his wife and family in this county on his farm. Also in the case of a man who owns a quantity of property in this county, but who does not live here. He lives in Washington City; however, he comes down during the summer, and stays the entire summer, with the expectation of returning next summer, and really has a home here. Should these parties be sued as residents or as nonresidents? The decisions have held that the phrase usual place of abode in the statutes, authorizing substituted process mean usual place of abode, *eo instanti* at the time. Now in the first case I mention, the defendant is doubtless not a nonresident, and his usual place of abode is not in this county; it seems to be a hiatus in the statute and should be remedied. I will thank you to submit these queries to your readers for their consideration.